

AN ACT

ENTITLED, An Act to authorize the issuance of special off-sale package wine dealers licenses.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That chapter 35-4 be amended by adding thereto a NEW SECTION to read as follows:

Any municipality or county may issue a special off-sale package wine dealers license to any fair board or any public, civic, charitable, educational, or fraternal organization in conjunction with a special event within the municipality or within the county. Educational does not include any elementary, secondary, or higher educational institution in the public school system of this state. No special off-sale package wine dealers license may be issued pursuant to this section, unless the licensee only sells wine manufactured by a farm winery that is licensed pursuant to chapter 35-12. Any license issued pursuant to this section may be issued for a period of time established by the municipal governing body or board of county commissioners. However, the period of time may not exceed fifteen consecutive days.

Section 2. That chapter 35-4 be amended by adding thereto a NEW SECTION to read as follows:

Any license issued pursuant to section 1 of this Act shall be issued to the board or organization and the location specified on the application. Notwithstanding subdivision 35-4-2(19), the governing body or the board of county commissioners, as appropriate, shall determine the fee for this license, which may not exceed fifty dollars per day. Each application shall be accompanied by the fee prior to consideration by the governing body or board of county commissioners. Notwithstanding § 35-5-21.1, the fee provided for in this section shall be retained by the governing body or board of county commissioners issuing the license.

An Act to authorize the issuance of special off-sale package wine dealers licenses.

\_\_\_\_\_  
I certify that the attached Act  
originated in the

HOUSE as Bill No. 1118

\_\_\_\_\_  
Chief Clerk  
\_\_\_\_\_

\_\_\_\_\_  
Speaker of the House

Attest:

\_\_\_\_\_  
Chief Clerk

\_\_\_\_\_  
President of the Senate

Attest:

\_\_\_\_\_  
Secretary of the Senate

House Bill No. 1118

File No. \_\_\_\_\_

Chapter No. \_\_\_\_\_

\_\_\_\_\_  
Received at this Executive Office  
this \_\_\_\_\_ day of \_\_\_\_\_ ,

20\_\_\_\_ at \_\_\_\_\_ M.

By \_\_\_\_\_  
for the Governor  
\_\_\_\_\_

The attached Act is hereby  
approved this \_\_\_\_\_ day of  
\_\_\_\_\_, A.D., 20\_\_\_\_

\_\_\_\_\_  
Governor

\_\_\_\_\_  
STATE OF SOUTH DAKOTA,  
ss.  
Office of the Secretary of State

Filed \_\_\_\_\_, 20\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_\_\_ M.

\_\_\_\_\_  
Secretary of State

By \_\_\_\_\_  
Asst. Secretary of State